

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	WAGNER et al.	Examiner:	Unassigned
Serial No.:	Unassigned	Group Art Unit:	Unassigned
Filed:	March 12, 2004	Docket No.:	GUID.627PA
Title:	PATIENT STRATIFICATION FOR IMPLANTABLE SUBCUTANEOUS CARDIAC MONITORING AND THERAPY		

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CERTIFICATE UNDER 37 CFR 1.10  
Express Mail<sup>®</sup> mailing label number: EV 381020377 US  
Date of Deposit: March 12, 2004  
I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail  
Post Office To Addressee' service under 37 CFR 1.10 and is addressed to the Commissioner for Patents,  
MAIL STOP PATENT APPLICATION, P.O. Box 1450, Alexandria, VA 22313-1450.  
By: Kelly S. Waltigney  
Name: Kelly S. Waltigney

**INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b))**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted either within three months of the filing date or before the first Office Action of the above-identified application. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), and the 05 August 2003 Official Gazette Notice, only a copy of each foreign document or non-U.S. patent/application listed on the enclosed Form 1449 is provided.

Please note that any notations or markings on the attached documents do not reflect particular relevance, or lack thereof, to the present application, nor were they necessarily made by anyone affiliated with the prosecution of the present application.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Applicant brings to the Examiner's attention commonly owned, co-pending U.S. Application 10/465,520, filed June 19, 2003, which may be of interest.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Respectfully submitted,

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Suite 390  
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Date: March 12, 2004

By: 

Mark A. Hollingsworth  
Reg. No. 38,491

<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b> <b>IN AN APPLICATION</b> (Use several sheets if necessary)	Docket Number: GUID.627PA	Application Number: To be assigned
	Applicant: WAGNER <i>et al.</i>	
	Filing Date: 3/12/2004	Group Art Unit: To be assigned

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,628,986 B1	09/30/03	Mouchawar et al.			
	6,622,046	09/16/03	Fraley et al.			
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EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

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WO 92/20402	26 Nov. 1992	WO			YES	
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		John C. Schuder <i>et al.</i> , <i>Ventricular Defibrillation in the Dog Using Implanted and Partially Implanted Electrode Systems</i> , Am. J. of Cardiology, Vol. 33, pp. 243-247 (Feb. 1974).				
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